

Senate Amendment 5108

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1 1 Amend Senate File 2290, as amended, passed, and
1 2 reprinted by the Senate, as follows:
1 3 #1. Page 1, by inserting after line 9 the
1 4 following:
1 5 <Sec. _____. Section 15.331A, unnumbered paragraph
1 6 1, Code Supplement 2003, is amended to read as
1 7 follows:
1 8 The eligible business or a supporting business
1 9 shall be entitled to a refund of the taxes paid under
1 10 chapters 422 and 423 for gas, electricity, water, or
1 11 sewer utility services, goods, wares, or merchandise,
1 12 or on services rendered, furnished, or performed to or
1 13 for a contractor or subcontractor and used in the
1 14 fulfillment of a written contract relating to the
1 15 construction or equipping of a facility within the
1 16 economic development area of the eligible business or
1 17 a supporting business. Taxes attributable to
1 18 intangible property and furniture and furnishings
1 19 shall not be refunded. However, an eligible business
1 20 shall be entitled to a refund for taxes attributable
1 21 to racks, shelving, and conveyor equipment to be used
1 22 in a warehouse or distribution center subject to
1 23 section 15.331C.>
1 24 #2. Page 1, line 33, by inserting after the word
1 25 <department.> the following: <The taxes paid shall be
1 26 itemized to allow identification of the taxes
1 27 attributable to racks, shelving, and conveyor
1 28 equipment to be used in a warehouse or distribution
1 29 center.>
1 30 #3. Page 1, line 35, by inserting after the word
1 31 <credit> the following: <certificate>.
1 32 #4. Page 1, line 35, by inserting after the words
1 33 <supporting business> the following: <equal to the
1 34 taxes paid by a third-party developer under chapters
1 35 422 and 423 for gas, electricity, water, or sewer
1 36 utility services, goods, wares, or merchandise, or on
1 37 services rendered, furnished, or performed to or for a
1 38 contractor or subcontractor and used in the
1 39 fulfillment of a written contract relating to the
1 40 construction or equipping of a facility. The
1 41 department shall also issue a tax credit certificate
1 42 to the eligible business or supporting business equal
1 43 to the taxes paid and attributable to racks, shelving,
1 44 and conveyor equipment to be used in a warehouse or
1 45 distribution center. The aggregate combined total
1 46 amount of tax refunds under section 15.331A for taxes
1 47 attributable to racks, shelving, and conveyor
1 48 equipment to be used in a warehouse or distribution
1 49 center and of tax credit certificates issued by the
1 50 department for the taxes paid and attributable to
2 1 racks, shelving, and conveyor equipment to be used in
2 2 a warehouse or distribution center shall not exceed
2 3 five hundred thousand dollars in a fiscal year. If an
2 4 applicant for a tax credit certificate does not
2 5 receive a certificate for the taxes paid and
2 6 attributable to racks, shelving, and conveyor
2 7 equipment to be used in a warehouse or distribution
2 8 center, the application shall be considered in
2 9 succeeding fiscal years>.
2 10 #5. Page 3, line 22, by striking the word <five>,
2 11 and inserting the following: <ten>.
2 12 #6. Page 5, line 17, by striking the word <five>,
2 13 and inserting the following: <ten>.
2 14 #7. By renumbering as necessary.
2 15 SF 2290.H
2 16 tm/es/25